

REMARKS

Claims 1-22 are all the claims pending in the application. Claims 1 and 12 are being amended.

I. Request for Continuing Examination

The Applicant herein files a Request for Continuing Examination (“RCE”) under 37 CFR §1.114, including with a claim amendment, RCE transmittal and appropriate fee.

Specifically, the Applicant is amending claims 1 and 12 to specify that the voice connection on the second channel is “between at least two users.” Support for the amendment is found throughout the specification, but specifically on page 1, line 27 – page 2, line 15 (discussing a “voice connection with another user”) and at page 12, line 5 – line 8 (discussing a user setting up a call).

II. 35 USC §102(e)

The Applicant submits that in light of the above-mentioned claim amendment to claims 1 and 12, the previous rejections under 35 USC §102(e) of claims 1-22 are moot. The Examiner cited to US Publication 2002/0188725 A1, to Mani (hereinafter “Mani”), as allegedly anticipating the pending claims. However, Mani fails to disclose a voice connection *between at least two users*, as Mani is limited to communication between a user and the user verification system. The user, or person who is using the system, is described in Mani as interacting only with the user verification system. As the Examiner points out in the Office Action of February 22, 2008, Mani only discloses where a “human operator” of the user verification system queries the user for certain multimedia responses. *Mani*, para. [0044]. The human operator is simply a representative for the user verification system, and is clearly distinguished from the “user” using the network in Mani and attempting to access a controlled facility or network. Mani therefore

does not disclose, in whole or in part, communication between multiple users of the network, as Mani is only directed to a system and method for a single user to access a network. *Mani*, Abstract. In contrast, the invention embodied in claims 1-22 is directed to providing dynamic services to a user during a voice connection “between at least two users.”

The Applicant therefore submits that claims 1 and 12 are now allowable over Mani, as Mani fails to disclose each and every element of claims 1 and 12. Further, the Applicant submits that claims 2-11 and 13-22 are also allowable over Mani at least based on their dependency to claims 1 and 12, respectively.

III. Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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